

GOVERNMENT OF TELANGANA
ABSTRACT

Higher Education Department – Vigilance Cell – Allegations of certain irregularities against Sri Shaik Hussain, Principal (Retired) as he has irregularly paid arrears amount to Part Time Junior Lecturers while he worked as Principal at Government Junior College (B), Medak District during the period February, 1997 to March, 2002 - Disciplinary action initiated – Dropping of further action – Release of pension and pensionary benefits to the individual – Recovery of irregular paid amount from Part Time Junior Lecturers concerned - Orders – Issued.

HIGHER EDUCATION (UE&VC) DEPARTMENT

G.O.RT.No. 76

Dated:09.04.2015

Read the following:-

1. From the C.I.E., AP, Hyderabad, Lr.No.Ser.I-3/1368/2004, dt.29.01.2006.
2. From the C.I.E., AP, Hyderabad, Lr.No.Ser.I-3/1368/2004, dt.16.03.2007.
3. G.O.Ms.No.44 Higher Education (VC.II) Department, dt.04.05.2007.
4. G.O.Rt.No.326, Higher Education (VC.II) Department, dt.04.05.2007.
5. G.O.Rt.No.3, of Higher Education (VC.II) Department, dt.02.01.2009.
6. G.O.Ms.No.81, of Higher Education (VC.I) Department, dt.16.10.2012.
7. Orders of the Hon'ble APAT in O.A.No.2553/2011 and O.A.No.105/2013
With VMA No.1913/2013 dt.3-3-2014 filed by Sri Shaik Hussian, Retired
as Principal, Government Junior College, Dubbaka, Medak District.

>>>>

ORDER:

In the reference 1st read above, the Commissioner of Intermediate Education, AP has informed that Sri Shaik Hussain, Principal (Retired), Government Junior College(B), Medak has irregularly paid approximately an amount of Rs.67,150/- to Sri R.Srinivas, Part Time Junior Lecturer in Economics and an amount of Rs.57,571/- to Sri C.Yadagiri, Part Time Junior Lecturer in Telugu towards remuneration arrears of summer vacation periods together with H.R.A and the claim is not in order, as there is no provision to claim the remuneration for vacation periods.

2. In the reference 2nd read above, the Commissioner of Intermediate Education, AP has furnished the draft article of charges. Departmental proceedings has been initiated against Sri Shaik Hussain, Principal (Retd.), Government Junior College, Dubbak, Medak District vide reference 3rd read above, Consequently Charges were framed vide reference 4th read above. Sri Shaik Hussain, Principal (Retd.) was filed OA No.2553/2011 and O.A.No.105/2013 in the Hon'ble APAT with a prayer to release his pensionary benefits.

3. In the reference 5th read above, the Regional Joint Director of Intermediate Education, Warangal was appointed as Enquiry Officer.

4. In the reference 6th read above, orders were issued to initiate criminal proceedings against Sri Shaik Hussain, Principal (Retd.), Government Junior College, Dubbak, Medak District for irregular appointments made by him in violation of Act 2 of 1994 with a direction to recover the pecuniary loss of Rs.4,95,706/- caused by Sri Shaik Hussain by withholding the pensionary benefits such as Encashment of Earned Leave, Retirement Gratuity of the individual as per Rule 9(7) of APRPR's 1980 and by enforcing Revenue Recovery Act, 1864 as per the orders issued in G.O.Rt.No.1097, Finance (pension.1) Department, dt. 22.06.2000.

(P.T.O)

5. In the reference 7th read above, the Hon'ble APAT have passed final orders in OA No's 2553/2011 & 105/2013 dt.03.03.2014 with a direction as below:-

In OA 2553/2011 **"the impugned orders issued in G.O.Ms.No.44, Dt.04.05.2007 and its consequential article of charges in G.O.Rt.No. 326, Dt.04.05.2007 of the Respondent No.1 are liable to be set aside and are accordingly set aside. The Respondents are directed to release the amounts already withheld by them. The O.A. is accordingly allowed. No costs."**

In OA No.105/2013 with VMA No.1913/2013 **"the respondents can not hold responsible the applicant for payment of the said amounts and recover the amounts from the applicant since the amounts are paid in pursuance of the orders of the Tribunal and higher authorities. As a result, the impugned orders issued in G.O.Ms.No.81, Higher Education (VC.1) Department, dt.16.10.2013 of the Respondent No.1 are set aside. The Respondents are directed to release the amounts already withheld by them. The OA is thus allowed. No costs. VMA stands dismissed."**

6. Government after careful examination of the matter, hereby order to drop further action against Sri Shaik Hussain, Prinicipal (Retd.), Government Junior College, Dubbak, Medak District and release the pension and pensionary benefits to him as per the APAT orders mentioned above and further direct to recover the irregular amount paid by him from the Part Time Junior Lecturers concerned.

7. The Commissioner of Intermediate Education, Telangana State Hyderabad shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

RANJEEV R. ACHARYA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Intermediate Education, Telangana State, Hyderabad.

The Individual through the Commissioner of Intermediate Education, Telangana State, Hyderabad.

The G.P. for Higher Education, APAT, Hyderabad, Government of Telangana.

The Accountant General, Telangana State, Hyderabad.

The Director of Treasuries and Accounts, Telangana State, Hyderabad.

The District Treasury Officer, Warangal,

SF/Sc

//Forwarded: :By order//

SECTION OFFICER